

United States District Court

WESTERN DISTRICT OF WASHINGTON

JOSE ALVAREZ-ABREGO,

v.

JEFF UTTECHT,

JUDGMENT IN A CIVIL CASE

No. C10-5543 RBL/KLS

____ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

 X **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

THE COURT HAS ORDERED THAT

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's writ of habeas corpus (ECF No. 7) is **Denied** and this action is **DISMISSED WITH PREJUDICE**.
- (3) The Court declines to issue a Certificate of Appealability because Petitioner has not made "a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2).

February 7, 2011

Date

WILLIAM M. McCOOL

Clerk

s/ Mary Trent

Deputy Clerk